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12 Swarm Technology LLC

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17 **UNITED STATES DISTRICT COURT**  
18 **NORTHERN DISTRICT OF CALIFORNIA**  
19 **SAN FRANCISCO DIVISION**

20 JUNIPER NETWORKS, INC. and  
21 APSTRA, INC.,

22 Plaintiffs,

23 v.

24 SWARM TECHNOLOGY LLC,  
25 Defendant.

26 Case No. 3:20-cv-3137-JD

27  
28 **STIPULATION AND ~~PROPOSED~~**  
**ORDER SETTING DEADLINE TO FILE**  
**AMENDED COUNTERCLAIMS**

Location: Courtroom 11, 19<sup>th</sup> Floor  
Judge: Hon. James Donato

Pursuant to Local Rules 6-2(a) and 7-12, Plaintiff Juniper Networks, Inc. and Apstra, Inc., (collectively, “Plaintiffs”) and Defendant Swarm Technology LLC (“Swarm”) hereby stipulate, subject to the Court’s approval, that the due date for Swarm to file its amended counterclaims as set forth in this Court’s Order dated August 1, 2022 (Document No. 92) shall be September 6, 2022.

Pursuant to this Court’s Order dated August 10, 2022 (Document No. 94), the parties hereby advise this Court that on August 22, the Arizona District Court issued its final ruling granting Swarm’s Motion for Leave to file Swarm’s first amended complaint. This Court’s Order (Document No. 94) set the due date for Swarm’s amended counterclaims for two weeks after the Arizona Court’s final ruling. However, because September 5, 2022, falls on a Federal Holiday, the parties hereby stipulate, with the Court’s permission, that Swarm’s amended counterclaims shall be due on September 6, 2022.

Dated: August 24, 2022

Respectfully submitted,

By /s/ Michael K. Kelly

**BEUS GILBERT McGRODER PLLC**

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*Attorneys for Defendant Swarm Technology LLC*

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2 By /s/ Ken K. Fung  
3

4 **FISCH SIGLER LLP**  
5 Ken. K. Fung  
6 *Attorneys for Plaintiffs*  
7 *Juniper Networks, Inc. and Apstra, Inc.*

8 Filer's Attestation: I attest that counsel for the parties have concurred in this filing.

9 /s/ Suneel Jain  
10 Suneel Jain

11 **CERTIFICATE OF SERVICE**

12 I hereby certify that on August 24, 2022, I caused the foregoing document to be  
13 served via the Court's CM/ECF system on all counsel of record per Local Rule CV-5(5).

14 /s/ Suneel Jain  
15 Suneel Jain

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2 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**  
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5 Dated: August 29, 2022  
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9 JAMES DONATO  
10 United States District Judge  
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